

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

NEW ENGLAND CENTRAL RAILROAD

V.

CA 04-30235-MAP

SPRINGFIELD TERMINAL RAILWAY CO

SETTLEMENT ORDER OF DISMISSAL

**The Court, having been advised by counsel for the parties
that the above-entitled action has been settled,
IT IS HEREBY ORDERED that this action is DISMISSED without costs and
without prejudice to the right, upon good cause shown within NINETY (90)
days to reopen the action if settlement is not consummated by the parties.**

DATED: October 22, 2007

**SARAH THORNTON
CLERK**

**BY: /s/Elizabeth A. French
Elizabeth A. French
Deputy Clerk**